

Town Board Meeting Agenda
September 17, 2018
Meeting No. 29

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – Matthew Walter, Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

5. ***Public Hearings at 7:15 P.M.:*** No. 1 – Sp Use Pmt Wreckmaster – 5550 Genesee
No. 2 – Community Development Block Grant Funds
No. 3 – Local Law - Moratorium Rezone Applications

6. ***Official Reports:***

7. ***Report of Town Board Committees:***

8. ***Presentation of prefiled resolutions by Town Board Members:***

1. Coleman/ _____ Approve Minutes Of The Joint Meeting Of The Town Board And The Planning Board Held September 4, 2018 And The Regular Meeting Of The Town Board Held September 4, 2018
2. Coleman/ _____ Approve Audited Claims
3. Coleman / _____ Acknowledge Issuance Of Building Permits
4. Gaczewski/ _____ Authorize Supervisor To Execute Replacement Of Water Line Agreement Erie County Water Authority [Erie County Water Authority]
5. Coleman/ _____ Adopt SEQR Negative Declaration Re: Walmart Canopy [4975 Transit Road]
6. Coleman/ _____ Adopt SEQR Negative Declaration Re: Cider Facility [4493 Walden Avenue]
7. Coleman/ _____ Accept Street Lights Cross Creek Subdivision Phase VI [Cross Creek Subdivision, Phase VI]

- 8. Coleman/_____ Accept Street Lights Cross Creek Subdivision Phase VII [Cross Creek Subdivision, Phase VII]
- 9. Ruffino/_____ Authorized Change Order No. 1 To Wolf’s Nursery, Inc. For Detentions Basins Pheasant Run Lane [Detentions Basins, Pheasant Run Lane]
- 10. Coleman/_____ Approve Proposed Fifty-Five (55) ± Single-Family Patio Home Development Preliminary Plat Summerfield Farms Phase VIII Subdivision [Summerfield Farms Phase VIII]
- 11. Coleman/_____ Accept Donation Of Two (2) Dogwood Trees From Lancaster Garden Walk Committee For Lancaster Library [Gifts To Town]
- 12. Coleman/_____ Authorize Commencement & Prosecution Superior Pallets Re: Property & Fire Code Violations [Superior Pallets, Inc.]
- 13. Coleman/_____ Authorize Commencement & Prosecution PM Peppermint, Inc. Re: Consent Order & Judgement Violation [PM Peppermint, Inc.]
- 14. Coleman/_____ Authorize Special Use Permit Wreckmaster, Inc., 5550 Genesee Street Vehicle Training Area & Storage Yard [Special Use Permit: Wreckmaster, Inc.]
- 15. Coleman/_____ Deny Zoning Map Change Re: Petition Of Uniland Development Company 4106 Walden Avenue [Zoning Map: Uniland Development Company]
- 16. Gaczewski/_____ Accept Donation Of Memorial Stone From Steven Metz & Beauty Pools For Keysa Park [Gifts To Town]
- 17. Gaczewski/_____ Amend Zoning Map TDB Properties, LLC Re: 00 Como Park Boulevard [Zoning Map: 00 Como Park Boulevard]
- 18. Gaczewski/_____ Approve Site Plan Como Park Townhouse Development [00 Como Park Boulevard]
- 19. Walter/_____ Authorize Agreement Upstate Tactical Diversion Task Force Agreement [Drug & Alcohol]
- 20. Coleman/_____ Appoint Michael Morris & Brian MacPeek Court Officers, Part-Time Permanent [Morris, Michael] [MacPeek, Brian]
- 21. Coleman/_____ Appoint Parks, Recreation & Forestry Department Part-Time Permanent Employees [Part-Time Permanent Employees]
- 22. Dickman/_____ Grant Sidewalk Waiver 4841 William Street [Sidewalks]

9. *Presentation of Communications By Town Clerk:* (See Schedule Attached)

10. *Persons Addressing the Town Board (on any subject):*

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.

2. Give his/her name and address to the Town Clerk.

3. Speak directly to the Town Board members, not the audience, using the microphone provided.

4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

11. *Adjournment:*

COMMUNICATIONS & REPORTS

- 563. NYSEG to Supervisor –
Safety information regarding natural gas transmission pipelines in our area.
Disposition =**
- 564. Charter Communications to Supervisor –
Channel lineup changes for customers in our community. Disposition =**
- 565. Dog Control Officer to Town Clerk –
Dog report for August 2018. Disposition =**
- 566. Scott Smith to Town Board –
Public safety concerns in Summerfield Farms Phase 5. Disposition =**
- 567. Paul D’Orlando, Erie County Dept. of Environment and Planning to Supervisor –
Information regarding three public forums to determine the needs and priorities
for low and moderate income residents within the Erie County Community
Development (CD) Block Grant Consortium. Disposition =**
- 568. Code Enforcement Officer to Drainage & Storm Sewer Committee –
Drainage report (MS4 report) for August 2018. Disposition =**
- 569. Town Engineer to Town Board –
Recommend Change Order No. 1 from Wolf’s Nursery, Inc. for Pheasant Run
Basin Rehabilitation. Disposition =**
- 570. Erie County Dept. of Public Works to Supervisor –
Notice of road closure of Town Line Road from Walden Ave. to Westwood Rd.
on September 19, 2018 from 8:00AM to approximately 4:00PM. Disposition =**
- 571. Lieutenant R.J. Rozler, Traffic Coordinator to Supervisor --
Response to letters expressing concerns about amount of traffic and speeding
vehicles on Stutzman Road. Disposition =**
- 572. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Environment & Planning
regarding Thoman Asphalt Addition, 56 Gunnville Road, Proj. #1637.
Disposition =**
- 573. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Department of Health regarding Thoman
Asphalt Addition, 56 Gunnville Road, Proj. #1637. Disposition =**
- 574. Town Attorney to Town Board and Planning Board –
SEQR responses from Erie County Division of Sewerage Management and
Department of Environment & Planning regarding Linguine’s Restaurant,
5354 Genesee St. Disposition =**
- 575. Town Attorney to Town Clerk –
Transmittal of Maintenance Bonds for Street Lights public improvement for
Cross Creek Subdivision, Phase 6 and request for resolution accepting Public
Improvement Permit #792 (Street Lights) for Cross Creek Subdivision, Phase 6.
Disposition =**
- 576. Town Engineer to Town Board –
Revised Site Plan for Cider Facility, 4493 Walden Avenue is acceptable.
Disposition =**
- 577. Code Enforcement Officer to R&D Contracting/Brownstone Homes –
Copy of letter stating that Certificate of Occupancy for 12 Blackstone Court
dated February 2018 is revoked until current grading condition is resolved
and in compliance. Disposition =**
- 578. Park Crew Chief to Town Board –
Request for resolution to accept donation to the Town of two Dogwood trees from
Richard Groblewski, 14 Lombardy St., Lancaster, NY. Disposition =**

- 579. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDEC regarding Linguine’s Restaurant,
5354 Genesee Street. Disposition =**
- 580. Town Attorney to NYSDEC, Erie County DPW, US Army Corps of Engineers,
Erie County Water Authority, Erie County Health Dept., Div. of Sewerage
Management and Erie County DEP –
Request for lead agency designation regarding Apple Rubber Products
(Addition), 204 Cemetery Road. Disposition =**
- 581. Town Attorney to Town Clerk –
Transmittal of Maintenance Bonds for Street Lights public improvement for
Cross Creek Subdivision, Phase 7 and request for resolution accepting Public
Improvement Permit #793 (Street Lights) for Cross Creek Subdivision, Phase 7.
Disposition =**
- 582. Town Clerk to Various News Media –
Press Release announcing that the Lancaster Town Board will be conducting fire
inspections with the Office of Emergency Management and the four fire
companies on September 24, 2018 at Bowmansville V.F.A., 36 Main St.,
Bowmansville, NY. Disposition =**
- 583. Office of the Erie County Legislature to Diane M. Terranova, Receiver/Collector
of Taxes –
School Tax Warrant for 2018 – 2019 for Alden Central School District #1.
Disposition =**
- 584. Office of the Erie County Legislature to Diane M. Terranova, Receiver/Collector
of Taxes –
School Tax Warrant for 2018 – 2019 for Clarence Central School District.
Disposition =**
- 585. Office of the Erie County Legislature to Diane M. Terranova, Receiver/Collector
of Taxes –
School Tax Warrant for 2018 – 2019 for Depew Union Free School. Disposition =**
- 586. Office of the Erie County Legislature to Diane M. Terranova, Receiver/Collector
of Taxes –
School Tax Warrant for 2018 – 2019 for Iroquois Central School District #1.
Disposition =**
- 587. Office of the Erie County Legislature to Diane M. Terranova, Receiver/Collector
of Taxes –
School Tax Warrant for 2018 – 2019 for Lancaster Central School District #1.
Disposition =**
- 588. Town Clerk to Town Board –
Town Clerk Monthly Report for August 2018. Disposition =**
- 589. Iroquois Central School District to Town Clerk –
Copy of approved resolution by Iroquois Central School District Board of
Education to accept partial payment in any amount for payment of property
taxes. Disposition =**
- 590. Park Crew Chief to Town Board –
Request for resolution to accept a donation of a memorial stone from Beauty
Pools and the Steven Metz family to be placed at Keysa Park. Disposition =**
- 591. Town Attorney to Supervisor, Town Board, Planning Board, Building Inspector,
Town Engineer and Town Clerk –
Notice of SEQR Review Meeting regarding Thomas Asphalt (Addition) & Office
Renovation, 56 Gunnville Rd., Proj. #1637 on September 17, 2018. Disposition =**

592. Planning Board Chairman to Town Board, Planning Board, Engineering Consultant, Town Attorney, Highway Superintendent and Building Inspector – Draft copy of minutes from September 5, 2018 Planning Board meeting. Disposition =
593. Planning Board to Town Board –
Memo recommending approval of Amended Site Plan for Apple Rubber Products, Inc., 204 Cemetery Rd., Proj. #2562; conditions noted. Disposition =
594. Planning Board to Town Board –
Memo recommending denial of Concept Plan & Rezone for Eastport Residential Development, Pleasantview Dr. & Pavement Rd; comments noted. Disposition =
595. Town Clerk to Various News Media –
Notice of Special Meeting of the Municipal Review Committee regarding SEQRA Review for Thomann Asphalt, 56 Gunnville Rd. on September 17, 2018 at 6:15PM. Disposition =
596. Delta Sonic Car Wash Systems, Inc. to Supervisor and Town Board –
Request for 90-day extension for building permit issuance for Delta Sonic Carwash Facility, 4817 Transit Road, Lancaster, NY. Disposition =
597. Town Justices to Supervisor and Town Board –
Request for resolution to appoint two individuals to the position of Part-Time Permanent Court Officer effective September 20, 2018. Disposition =
598. Park Crew Chief to Supervisor and Town Board –
Request for resolution to appoint individuals to the position of part-time permanent employees for the fall/winter of 2018 in the Parks, Recreation & Forestry Department effective September 24, 2018. Disposition =
599. Gordon Ederer to Town Board –
Request for 6-foot privacy fence to be installed at the rear of his property bordering Oxford Place Park. Disposition =
600. Code Enforcement Officer to Town Board –
Request for sidewalk waiver for a new residence at 4841 William Street. Disposition =
601. Police Chief to Town Clerk –
Articles and communications. Disposition =
602. Parks Crew Chief to Town Board –
Request for resolution to purchase 3 Custom Shelter Design 8' X 8' structures for the pickle ball area at the Senior Center from Superior Recreational Products, 1050 Columbia Dr., Carrollton, GA. Disposition =
603. Parks Crew Chief to Town Board –
Request for resolution to award Rich's Sports Fields, Inc., 110 Pavement Road, Lancaster, NY the job to install clay brick batters/catchers boxes on the 8 softball diamonds at Walden Pond Park. Disposition =
604. Code Enforcement Officer to Town Board –
Recommend issuance of Special Use Permit to Verizon Wireless, 5393 William St. for co-location of equipment on an existing cell tower. Disposition =